



PATENT  
Attorney Docket No. OPHD-02304

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James A. Williams *et al.*

Serial No.: 08/704,159

Group No.: 1816

Filed: 08/28/1996

Examiner: Evelyn Rabin

Entitled:  
**MULTIVALENT VACCINE FOR CLOSTRIDIUM BOTULINUM  
NEUROTOXIN**

**AMENDMENT, PETITION AND FEE UNDER  
37 CFR 1.48(b) DELETING CORRECT ORIGINALLY  
NAMED INVENTOR WHO IS NOT ACTUAL  
INVENTOR OF INVENTION NOW BEING CLAIMED**

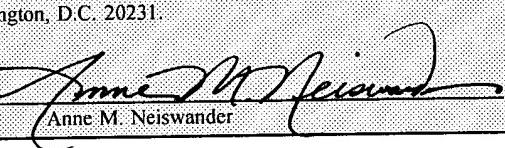
Assistant Commissioner for Patents  
Washington, D.C. 20231

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)**

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Dated: November 24, 1997

By:

  
Anne M. Neiswander

Sir:

1. This amendment and petition under 37 CFR §1.48(b) is to delete the name of Bruce S. Thalley who was originally named as inventor and whose invention is no longer being claimed in the application in view of cancellation of claims made in the accompanying "Amendment And Response To Office Action Mailed May 28, 1997."

2. **Claims Now on File**

Claims now on file in this application are Claims 10-14.

3. **Diligence**

This amendment and petition is being filed diligently after discovery that the above-named individual who is being deleted is not an inventor of the subject matter now being claimed.

**4. Fee**

A check is enclosed in the amount of \$130.00 as required by 37 CFR §1.48(b)(2) and set forth under 37 CFR §1.17(h).

**5. Deposit Account Authorization**

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. **08-1290**. An originally executed duplicate of this transmittal is enclosed for this purpose.

Dated: November 24, 1997

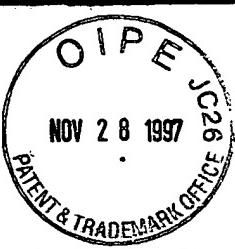


Virginia S. Medlen  
Registration No. 32,050

Please direct all communications to:

Peter G. Carroll  
Registration No. 32,837

MEDLEN & CARROLL, LLP  
220 Montgomery Street, Suite 2200  
San Francisco, California 94104  
415/705-8410



G-AU-1816 \$  
PATENT  
Attorney Docket No. OPHD-02304

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James A. Williams *et al.* Group Art Unit: 1816  
Serial No.: 08/704,159 Examiner: Evelyn Rabin  
Filed: 08/28/96  
Entitled: MULTIVALENT VACCINE FOR *CLOSTRIDIUM BOTULINUM*  
*NEUROTOXIN*

AMENDMENT TRANSMITTAL

Assistant Commissioner for Patents  
Washington, D.C. 20231

RECEIVED

DEC 5 1997

GROUP 1500

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Dated: November 24, 1997

By:

Anne M. Neiswander

Sir or Madam:

Transmitted herewith is an Amendment And Response for this application. The fee has been calculated as shown below.

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE
Total Claims	9	—	24	0	×	22.00	\$0.00
Independent Claims	1	—	4	0	×	80.00	\$0.00

Three Month Extension of Time \$940.00

SUBTOTAL \$940.00

Small Entity 50% Filing Fee Reduction - \$475.00

**TOTAL DUE \$475.00**

1. An Amendment and Response to Office Action mailed May 28, 1997.
2. Petition For Extension Of Time Under 37 C.F.R. § 1.136(a).
3. Supplemental Communication Under 37 C.F.R. § 1.97(c) regarding Information Disclosure Statement Mailed September 2, 1997.
4. Amendment, Petition and Fee Under 37 C.F.R. § 1.48(b) Deleting Correct Originally Named Inventor Who Is Not Actual Inventor Of Invention Now Being Claimed.
5. A Check in the amount of **\$845.00** is attached (\$475.00 includes 3 month extension of time for small entity, and \$130.00 to Correct Inventor as required by 37 C.F.R. § 1.48(b)(2) and set forth under 37 C.F.R. § 1.17(h) and \$240.00 for filing Supplemental Communication as set forth under 37 C.F.R. § 1.17 (p)).
6. Please charge any additional fees, including any fees necessary for extensions of time, or credit overpayment to Deposit Account No. 08-1290. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Dated: November 24, 1997

By:

  
Virginia S. Medlen  
Registration No. 32,050

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